

PATENT APPLICATION FEE DETERMINATION RECORD

Effective January 1, 2003

Application or Docket Number

10/694064

CLAIMS AS FILED - PART I

	(Column 1)	(Column 2)
TOTAL CLAIMS		
FOR	NUMBER FILED	NUMBER EXTRA
TOTAL CHARGEABLE CLAIMS	minus 20 =	* 28
INDEPENDENT CLAIMS	minus 3 =	* 3
MULTIPLE DEPENDENT CLAIM PRESENT <input type="checkbox"/>		

SMALL ENTITY TYPE ☐

OR OTHER THAN SMALL ENTITY

RATE	FEE
BASIC FEE	\$375
XS 9=	
X42=	
+140=	
TOTAL	

RATE	FEE
BASIC FEE	\$750
XS18=	28
X84=	3
+280=	
TOTAL	

* If the difference in column 1 is less than zero, enter "0" in column 2

CLAIMS AS AMENDED - PART II

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	* 28	Minus ** 20	= 3
Independent	* 3	Minus *** 3	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

SMALL ENTITY

OR OTHER THAN SMALL ENTITY

RATE	ADDITIONAL FEE
XS 9=	
X42=	
+140=	
TOTAL ADDIT. FEE	

RATE	ADDITIONAL FEE
XS18=	54
X84=	
+280=	
TOTAL ADDIT. FEE	

11-17-04

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	*	Minus **	=
Independent	*	Minus ***	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

RATE	ADDITIONAL FEE
XS 9=	
X42=	
+140=	
TOTAL ADDIT. FEE	

RATE	ADDITIONAL FEE
XS18=	
X84=	
+280=	
TOTAL ADDIT. FEE	

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT C	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	*	Minus **	=
Independent	*	Minus ***	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

RATE	ADDITIONAL FEE
XS 9=	
X42=	
+140=	
TOTAL ADDIT. FEE	

RATE	ADDITIONAL FEE
XS18=	
X84=	
+280=	
TOTAL ADDIT. FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20."

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3."

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Frank B. Sykora
For : LONG WEAR CONVEYOR ASSEMBLY

Mail Stop Patent Application
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

This is a request for filing a divisional application under 37 C.F.R. 1.53(b) of pending prior application Serial No. 09/923,985, filed August 7, 2001, by Frank B. Sykora for LONG WEAR CONVEYOR ASSEMBLY (hereinafter the parent application).

Enclosed is a copy of the parent application, including the oath or declaration as originally filed.

The attached papers are a true copy of the parent application as originally filed.

Cancel in this application original claims 1-22 and 24-28 before calculating the filing fee. Claims 23 and 29-38 remain pending in this application.

The filing fee is calculated below:

Basic Fee	\$770.00
Additional Fees:	
Each independent claim in excess of three, times \$86	0.00
Number of claims in excess of twenty, times \$18	<u>0.00</u>
Total Filing Fee	\$770.00

A check in the amount of \$770 for the filing fee is enclosed herewith.

The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 230457. Two copies of this sheet are enclosed.

11/16/2004 LANTHONY 00000002 230457 10/694064
Sale Ref: 00000002 DAI: 230457 10/694064
011C:1202 54.00 DA

22141 U.S. PTO
10/694064
102703

Applicant: Frank B. Sykora
Serial No.: 10/694,064
Page No.: 7

REMARKS

I. Claim Amendments

Claim 29 is amended to correct an antecedent basis problem. Claims 39-46 are added to more particularly point out and distinctly claim the Fig. 12 embodiment that is asserted to be a patentably distinct species of the claimed invention.

Claims 29-33 and 39-46 are pending in the application. Claim 29 is amended. Claims 39-46 are added. Claims 23 and 34-38 are withdrawn as being directed to non-elected inventions.

II. Restriction Requirement

The Examiner has required an election between the following allegedly patentably distinct species of the claimed invention:

- Species 1. Those claims directed to Fig. 2.
- Species 2. Those claims directed to Fig. 9.
- Species 3. Those claims directed to Fig. 12.

Applicant elects to proceed with the prosecution of the Species 3 claims.

Applicant submits that claims 29-33 and new claims 39-46 read on the Fig. 12 embodiment.

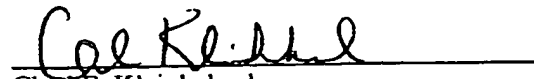
Applicant: Frank B. Sykora
Serial No.: 10/694,064
Page No.: 8

In view of this Election and these remarks and amendments, it is respectfully
submitted that an Action on the merits of the elected claims is in order.

Respectfully submitted,

JAMES RICHARD FITZELL JR.

By: Warner Norcross & Judd LLP



Chad E. Kleinheksel
Registration No. 53 141
900 Fifth Third Center
111 Lyon Street, N.W.
Grand Rapids, MI 49503-2487
(616) 752-2313